

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA, ) No. CR-11-0583 SBA  
Plaintiff, )  
v. ) ORDER GRANTING STIPULATED  
ALEJANDRO GUTIERREZ, ) REQUEST TO CONTINUE CHANGE OF  
Defendant. ) PLEA AND SENTENCING DATE TO  
 ) FEBRUARY 8, 2012 AND EXCLUDING  
 ) TIME UNDER THE SPEEDY TRIAL ACT

The parties jointly requested that this Court continue the sentencing hearing to February 8, 2012 at 10:00 a.m. because additional time is needed to gather information to aid in preparation of the Presentence Investigation Report and to allow the parties to review and submit comments regarding the draft report. Further, the assigned probation officer will be out of the office in the month of December. The parties agree the ends of justice served by granting the continuance outweigh the best interests of the public and defendant in a speedy trial.

**IT IS HEREBY ORDERED** that the change of plea and sentencing in this matter is continued to February 8, 2012 at 10:00 a.m. and that time between December 14, 2011 and February 8, 2012 is excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(G) for the Court's consideration of the proposed plea agreement.

DATED: 11/18/11

Saundra B Armstrong  
HON. SAUNDRA BROWN ARMSTRONG  
United States District Judge